



06-02-05

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Re: *gfw*

PTO/SB/30 (04-05)

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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/037,347
Filing Date	10/23/2001
First Named Inventor	Antonacci, Paul
Art Unit	3721
Examiner Name	Durand, Paul R.
Attorney Docket Number	2000-1550-CIP

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☒ Other Response to Final Office Action & Resp. to Interview Summary (filed 04/01/2005)
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.
- a. ☐
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 790.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	Ashish D. Patel, Esq.	Date	June 1, 2005
Name (Print/Type)		Registration No.	50,177

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	Cynthia Pilato	Date	June 1, 2005
Name (Print/Type)			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PATENT
10/037,347

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Antonacci, Paul)	Attys Docket:	2000-1550-CIP
)		
Serial No.:	10/037,347)	Group Art:	3721
)		
Filed:	10/23/2001)	Examiner:	Durand, Paul R.
For	SIDE-SEALED BAG HAVING LABEL SECTION AND METHOD OF PRODUCTION THEREFOR			

REQUEST FOR CONTINUED EXAMINATION

June 1, 2005

MS: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Responsive to the Advisory Action mailed May 2, 2005, in the above-styled patent application, please find enclosed a Request for Continued Examination Transmittal, a Petition for Three (3) Months Extension of Time, and a check in the amount of \$1690.00 for payment of the requisite RCE filing fee **and** the extension fee.

Please note that because Applicant already submitted a Petition for One (1) Month Extension of Time, along with the extension fee of \$120.00, on April 1, 2005, in connection with Applicant's Response to Final Office Action, and associated Response to Interview Summary, each filed contemporaneously on April 1, 2005, Applicant has subtracted \$120.00 from the overall extension fee due; thus, submitting herewith the requisite extension fee of \$900.00.

If, however, the USPTO finds Applicant's fee submission deficient in any manner, Applicant respectfully requests an opportunity to remedy same.

Examiner is invited to telephone Applicant's undersigned attorney should he have any questions.

Respectfully submitted this 1st day of June, 2005.



Ashish D. Patel
Reg. No. 50,177

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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express mail with sufficient postage in an envelope addressed to: MS: RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

6-1-05

(Date)

Cynthia Pilato

(Name of Person Mailing)



(Signature of Person Mailing)

6-1-05

(Date)